THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.14672 OF 2007

Dated: 17-09-2007

Between:

M/s.Hindustan Aeronautics Limited,
Hyderabad

...Petitioner

and

1.The Asst. Commissioner,
Nampally, Hyderabad and another.

...Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.14672 OF 2007

Dated: 17-09-2007

Order: (Per The Hon'ble Sri Justice Bilal Nazki)

Heard learned Counsel for the parties. With their consent, the Writ Petition is being disposed of at this stage.

This Writ Petition has been filed seeking stay of recovery of the disputed tax for the assessment year 2002-03 on the ground that when the first appeal was filed, an amount of Rs.34,76,731/- has been deposited towards the disputed

tax.

It is submitted by the learned Counsel for the petitioner that a further amount of Rs.50 lakhs has also been deposited by the petitioner as per the interim direction passed by this Court on 12-07-2007 and the appeal filed by the petitioner is pending before the Tribunal.

Since substantial amount of the disputed tax has already been deposited, we allow the Writ Petition and direct the authorities not to recover any amounts due till the disposal of the appeal by the Tribunal.

The Writ Petition is disposed of accordingly. No costs.

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(Bilal Nazki, J)

Dated 17th September, 2007

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(Ramesh Ranganathan, J)

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